



# City of Marietta

205 Lawrence Street  
Post Office Box 609  
Marietta, Georgia 30061

## Meeting Agenda CITY COUNCIL

*R. Steve Tumlin, Mayor*  
*Stuart Fleming, Ward 1*  
*Grif Chalfant, Ward 2*  
*Johnny Walker, Ward 3*  
*G A. (Andy) Morris, Ward 4*  
*Ruben Sands, Ward 5*  
*Michelle Cooper Kelly, Ward 6*  
*Philip M. Goldstein, Ward 7*

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Wednesday, September 14, 2016

7:00 PM

Council Chamber

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### CALL TO ORDER:

### INVOCATION:

Council Member Grif Chalfant, Ward 2

### PLEDGE OF ALLEGIANCE:

### PRESENTATIONS:

### PROCLAMATIONS:

#### **20160862      2016 Clean Water/Public Power Week**

Presentation of a Proclamation by Mayor Tumlin, presented to Heidi Hasinger on behalf of Marietta Power & Water.

### **ANNOUNCEMENTS OF GENERAL COMMUNITY INFORMATION BY THE MAYOR, COUNCIL AND/OR CITY MANAGER:**

### **SCHEDULED APPEARANCES:**

**Each speaker is allotted five (5) minutes.**

#### **20160918      Scheduled appearance**

Scheduled Appearance - Larry Wills

**CONSENT AGENDA:**

**Consent agenda items are marked by an asterisk (\*). Consent items are approved by majority of council. A public hearing will be held only for those items marked by an asterisk that require a public hearing (also noted on agenda).**

**MINUTES:**

- \*      20160909      Regular Meeting - August 10, 2016**  
  
Review and approval of the August 10, 2016 regular meeting minutes.
  
- \*      20160910      Special Meeting - August 31, 2016**  
  
Review and approval of the August 31, 2016 special meeting minutes.

**MAYOR'S APPOINTMENTS: (for informational purposes only)****CITY COUNCIL APPOINTMENTS:**

- \*      20160919      Planning Commission Appointment - Ward 4**  
  
Appointment of Brent Bennett to the Planning Commission (Ward 4) for a term of three (3) years expiring on September 14, 2019.
  
- \*      20160920      Board of Zoning Appeals Appointment - Ward 4**  
  
Reappointment of David Hunter to the Board of Zoning Appeals (Ward 4) for a term of three (3) years expiring on September 14, 2019.
  
- \*      20160930      Board of Lights and Water Appointment**  
  
Reappointment of Mike Wilson to the Board of Lights and Water (Resident Post) for a term of four (4) years, beginning October 11, 2016 and expiring October 12, 2020.  
  
*Requested by Mayor Tumlin*

**ORDINANCES:**

**20160675      Z2016-22 [REZONING] TYLER CHANDLER HOMES, LLC**

**Z2016-22 [REZONING] TYLER CHANDLER HOMES, LLC** is requesting the rezoning of 8.961 acres located in Land Lots 258, 259, 260, and 261, District 19, Parcels 0030, 2nd Section, Marietta, Cobb County, Georgia, and being known as 1400 Powder Springs Road from R-2 (Single Family Residential - 2 units/acre) to PRD-SF (Planned Residential Development - Single Family). Ward 2B.

*The Planning Commission recommended this item for approval.*

*Mr. Poor made a motion, seconded by Mr. Hunter, to recommend approval with the letter of stipulations from J. Kevin Moore, Moore, Ingram, Johnson & Steele, LLP, to Russell J. Roth, AICP, Planning & Zoning Manager for the City of Marietta, dated August 30, 2016. The motion carried 6 0 0.*

*Public Hearing (All parties are sworn in)*

*Council member Goldstein disclosed that he and/or entities that he owns or is affiliated with have been represented by Kevin Moore.*

**20160797      Z2016-25 [REZONING] SOSA LLC**

**Z2016-25 [REZONING] SOSA LLC** is requesting the rezoning of 0.16 acres located in Land Lot 1214, District 16, Parcel 0580, 2nd Section, Marietta, Cobb County, Georgia, and being known 74 Austin Avenue from CRC (Community Retail Commercial) to R-4 (Single Family Residential - 4 units / acre). Ward 1A.

*The Planning Commission recommended this item for approval.*

*Ms. McCrae made a motion, seconded by Mr. Davis, to recommend approval as submitted. The motion carried 6 0 0.*

*Public Hearing (All parties are sworn in)*

**20160798      Z2016-26 [REZONING] THE A.G. RHODES HOME - COBB INC.**

**Z2016-26 [REZONING] THE A.G. RHODES HOME - COBB INC.** is requesting the rezoning of 2.49 acres located in Land Lots 580, District 17, Parcel 0090, 2nd Section, Marietta, Cobb County, Georgia, and being known as 880 Wylie Road from LI (Light Industrial) to OI (Office Institutional). Ward 1A.

*The Planning Commission recommended this item for approval.*

*Mr. Vanderslice made a motion, seconded by Mr. Poor, to recommend approval as submitted. The motion carried 6 0 0.*

*Public Hearing (All Parties are sworn in)*

*Council member Goldstein disclosed that he and/or entities that he owns or is affiliated with have been represented by Kevin Moore.*

**RESOLUTIONS:****CITY ATTORNEY'S REPORT:****\*      20160859      Denial of Claim**

Denial of the claim of Jakob Arthur Schlott

**\*      20160888      Denial of Claim**

Denial of the Claim of Meghan Kramer and Catherine Elizabeth Kramer

**CITY MANAGER'S REPORT:****MAYOR'S REPORT:****COMMITTEE REPORTS:****1. Economic/Community Development: G. A. (Andy) Morris, Chairperson****\*      20160897      Kennestone Hospital commercial corridor overlay**

Motion to direct city staff to provide recommendations regarding potential development/incorporation of a Kennestone Hospital commercial corridor overlay district similar in nature to that of existing development overlays within the city.

*Requested by Councilmember Stuart Fleming*

**2. Finance/Investment: Stuart Fleming, Chairperson**

- \*      **20160860      Donation to the Tree Preservation Fund by PRO Building Systems (Ed Voyles CDJR)**

Ordinance approving an amendment to the Fiscal Year 2017 Tree Preservation Fund budget to receive and appropriate a donation from PRO Building Systems, Inc. (Ed Voyles CDJR).

**3. Judicial/Legislative: Philip M. Goldstein, Chairperson**

- \*      **20160641      Request to Advertise Public Hearing - Design Guidelines for Forest Hills Historic District**

Motion to authorize staff to advertise for a public hearing on the design guidelines for the proposed Forest Hills Historic District by City Council.

- \*      **20160863      Final Plat - Fort Hill (Quad at Meeting Park)**

Discussion regarding the approval of the final plat for Fort Hill (the Quad at Meeting Park), located at Cole Street, Lemon Street, and Fort Street and zoned PRD-MF (Z2015-18).

- \*      **20160864      Wynhaven - Revised Detailed Plan**

Motion to Table the request by Lennar Georgia, Inc. for approval of the revised detailed plan for 560 Powder Springs Street.

*Council member Goldstein disclosed that he and/or entities that he owns or is affiliated with have been represented by Kevin Moore.*

- \*      **20160879      Agreement between Georgia Department of Revenue and the City of Marietta**

Agreement between Georgia Department of Revenue and the City of Marietta for the use of certain motor vehicle records.

**4. Parks, Recreation and Tourism: Michelle Cooper Kelly, Chairperson**

\*      **20160880      Elizabeth Porter Park**

Motion to move forward with the redesign and construction documents for Elizabeth Porter Park, as shown on Option B.

**5. Personnel/Insurance: Johnny Walker, Chairperson**

\*      **20160836      2017 Employee Group Benefits Program Administration**

Motion approving the renewal of group health and dental plan administration with Blue Cross and Blue Shield of Georgia, Inc., renewing the Medicare Advantage plan with Aetna, Inc. for Medicare-eligible retirees, renewing pharmacy benefit management services with PharmAvail, and renewing the administrative services agreements with all employee-funded ancillary providers.

\*      **20160838      2017 Flexible Benefit Plan**

Motion approving the 2017 Flexible Benefit Plan, Summary Plan Description, and increasing maximum allowable health contribution from \$2,500 to \$2,550 with Total Administrative Services Corporation (TASC).

\*      **20160845      Supplemental Pension Investment Policy Statement Approval**

Motion approving the Supplemental Pension Investment Policy Statement (IPS) as forwarded by the Pension Board. Exhibit A of the revised IPS updates the plan's investment options, and establishes age appropriate target date funds as the Qualified Default Investment Alternatives (QDIA) instead of the guaranteed fixed income option. The Pension Board is authorized to periodically update Exhibit A as investment options change.

**6. Public Safety Committee: Ruben Sands, Chairperson**

**7. Public Works Committee: Grif Chalfant, Chairperson**

\*      **20160867      Kirkpatrick Drive and Lindley Avenue Speed Feedback Signs**

Motion to install two (2) driver speed feedback signs on both Kirkpatrick Drive and Lindley Avenue

\*      **20160868      Longwood Drive at Arden Drive**

Motion to install a 4 way stop at Longwood Drive and Arden Drive.

*Council member Goldstein opposed.*

\*      **20160869      Vann Street Speed Limit**

Motion to install 25 mph speed signs on Vann Street

\*      **20160872      Bonnie Dell Drive Speed Limit**

Motion to install 25 mph speed limit signs on Bonnie Dell Drive

\*      **20160873      Electrical Facilities Easement at Marietta Hilton Conference Center**

Motion approving two (2) an electrical facilities easements at 510 Powder Springs Street allowing Marietta Power to install underground electrical vaults

\*      **20160874      Winn Street and Walthall Avenue School Zone**

Motion authorizing the installation of school zone driver speed feedback signs along Winn Street and Walthall Avenue between Polk Street and Maple Avenue

\*      **20160887      Atherton Square**

Resolution authorizing the City and the Georgia Department of Transportation to contract for funding under the Transportation Equity Act of the 21st Century. (TEA-21).

*Council member Goldstein previously disclosed that he and/or his family members own, and/or an entity owned by him or family members own property adjacent to McNeel Alley next to Atherton Square.*

*Council member Goldstein abstaining*

**20160871      Sequoia Drive Speed Tables**

Consideration of a motion authorizing speed tables on Sequoia Drive.

*Public Hearing Required*

**OTHER BUSINESS:****20160668      V2016-40 [VARIANCE] THE KRYSTAL CO (SIGNAL SIGNS)**

**V2016-40 [VARIANCE] THE KRYSTAL CO (SIGNAL SIGNS)** is requesting a variance for property located in Land Lot 1283, District 16, Parcel 0070, 2nd Section, Cobb County, Georgia, and being known as 271 Cobb Parkway South, currently zoned CRC (Community Retail Commercial). Variance to allow nonconforming sign remain after redevelopment of the site. Ward 7A.

**\*      20160939      ChalktoberFest Street Closure Addendum 2**

Motion to approve a request by the Marietta-Cobb Museum of Art to amend previously approved street closures for the ChalktoberFest event to be held the weekend of October 8th and 9th, specifically, the closure of Church Street from Hansell Street to the intersection of N. Park/W. Park and Mill Street, and Mill Street to the entrance to the parking lot on Friday, October 7th at 7:30 pm until 8 pm on October 9th for the purpose of hosting the event. These closures will be conducted in such a manner as no cooperate with the Farmer's Market for the use of Mill Street Saturday and Sunday. The Artist's Market will relocate to Cherokee Street.

*Council member Goldstein disclosed that he is a member of the Marietta-Cobb Museum of Art.*

*Council member Goldstein abstaining*

**\*      20160911      BLW Actions of September 12, 2016**

Review and approval of the September 12, 2016 actions and minutes of Marietta Board of Lights and Water.

*Council member Goldstein opposed to BLW agenda item 20160932, Option to Purchase Agreement between the Board of Lights and Water and the Marietta Redevelopment Corporation.*

**UNSCHEDULED APPEARANCES:**

**Each speaker is allotted five (5) minutes.**

**ADJOURNMENT:**